

1 HOUSE BILL NO. 704

2 INTRODUCED BY E. BUTTREY, F. ANDERSON, R. FITZGERALD, D. HARVEY

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4 A BILL FOR AN ACT ENTITLED: "AN ACT CREATING A SPECIAL RAFFLE OR LOTTERY GAME FOR THE
 5 BENEFIT OF THE BOARD OF HORSERACING; ALLOWING THE STATE LOTTERY COMMISSION TO
 6 ESTABLISH AN ANNUAL SPECIAL RAFFLE OR LOTTERY; GIVING THE COMMISSION AUTHORITY TO
 7 TRANSFER PROCEEDS TO THE BOARD OF HORSERACING; PROVIDING RULEMAKING AUTHORITY;
 8 AND AMENDING SECTION 23-4-105, MCA."

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10 WHEREAS, IT IS THE INTENT OF THIS ACT TO AUTHORIZE THE STATE LOTTERY COMMISSION TO CONDUCT A
 11 GAME THAT IS SIMILAR TO ITS EXISTING MONTANA MILLIONAIRE GAME FOR THE PURPOSE OF ASSISTING AND PROMOTING
 12 LIVE HORSERACING IN THIS STATE; AND

13 WHEREAS, IT IS THE INTENT OF THIS ACT TO USE THE STATE LOTTERY'S RESOURCES TO PROMOTE LIVE
 14 HORSERACING IN THIS STATE IN THE PROMOTION OF THIS GAME; AND

15 WHEREAS, NOTHING IN THIS BILL SHOULD INTERFERE WITH ANY EXISTING GAME CONDUCTED BY THE STATE
 16 LOTTERY COMMISSION, INCLUDING THE MONTANA MILLIONAIRE GAME.

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18 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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20 NEW SECTION. Section 1. Montana millions raffle or lottery game -- proceeds transferred to
 21 the board of horseracing -- rulemaking. (1) The commission shall by rule determine a special raffle or lottery
 22 game to maximize the net revenue paid to the state special revenue account statutorily appropriated to the
 23 Montana board of horseracing account under 23-4-105. ~~The special raffle or lottery game, at a minimum, must~~
 24 ~~pay four \$10,000 prizes, three \$100,000 prizes, one \$250,000 prize, one \$1,000,000 prize, and any additional~~
 25 ~~prizes considered suitable.~~

26 (2) After paying for costs by the commission and prizes, the commission shall transfer ~~all remaining~~
 27 ~~proceeds~~ 50% OF NET REVENUE from the special raffle or lottery game tickets to the special revenue account in
 28 23-4-105 administered by board of horseracing and used to promote live horseracing in this state.

1 (3) THE LOTTERY SHALL COOPERATE WITH THE BOARD OF HORSERACING AND PROMOTE LIVE HORSERACING,
 2 INCLUDING BUT NOT LIMITED TO POSTING DATES OF LIVE HORSERACES, AS PART OF THE MARKETING OF THE SPECIAL
 3 RAFFLE OR LOTTERY GAME.

4 (4) The special raffle or lottery game is subject to the provisions of this chapter.

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6 **Section 2.** Section 23-4-105, MCA, is amended to read:

7 **"23-4-105. Authority of board.** (1) The board shall license and regulate racing, match bronc rides,
 8 and wild horse rides and review race meets held in this state under this chapter. All percentages withheld from
 9 amounts wagered, amounts set aside pursuant to 23-4-202(4)(d), percentages collected pursuant to 23-4-
 10 204(3), percentages collected pursuant to 23-4-302(3) and (5)(b), ~~and~~ money collected pursuant to 23-4-
 11 304(1)(a) and (1)(b), and money received from the state lottery and sports wagering commission pursuant to
 12 [section 1] must be deposited in a state special revenue account and are statutorily appropriated to the board
 13 as provided in 17-7-502. The board shall then distribute all funds collected under 23-4-202(4)(d), 23-4-204(3),
 14 23-4-302(3) and (5)(b), and 23-4-304(1)(a) and (1)(b) to live race purses or for other purposes for the good of
 15 the existing horseracing industry. If the board decides to authorize new forms of racing, including new forms of
 16 simulcast racing, not currently authorized in Montana, the board shall do so after holding public hearings to
 17 determine the effects of these forms of racing on the existing saddle racing program in Montana. The board
 18 shall consider both the economic and safety impacts on the existing racing and breeding industry.

19 (2) Funds retained by the board in a state special revenue fund pursuant to 23-4-302(1) and (4) are
 20 statutorily appropriated to the board as provided in 17-7-502 for the operation of a simulcast parimutuel network
 21 and for other purposes that the board considers appropriate for the good of the existing horseracing industry."

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23 NEW SECTION. Section 3. Codification instruction. [Section 1] is intended to be codified as an
 24 integral part of Title 23, chapter 7, part 3, and the provisions of Title 23, chapter 7, part 3, apply to [section 1].

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